

**State of California  
Office of Administrative Law**

**In re:**

**Bureau of Automotive Repair**

**Regulatory Action:**

**Title 16, California Code of Regulations**

**Adopt sections: 3340.43**

**Amend sections: 3340.42**

**NOTICE OF APPROVAL OF REGULATORY  
ACTION**

**Government Code Section 11349.3**


**OAL File No. 2007-1129-02 S**

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This regulatory action implements Health and Safety Code section 44012.1 which was enacted by Chapter 761, Statutes of 2006 (AB 1870, Lieber). It incorporates a visible smoke test into the current Smog Check inspection procedures. It also establishes the conditions that must be met to be eligible for a repair cost waiver if an owner's vehicle fails the visible smoke test.

OAL approves this regulatory action pursuant to section 11349.3 of the Government Code.

**Date: 1/11/2008**

  
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George C. Shaw  
Staff Counsel

**For: SUSAN LAPSLEY  
Director**

**Original: Sherry Mehl  
Copy: Debbie Stefan**